

**Remarks**

Claims 1 – 24 and 27 – 30 are pending, claims 25 and 26 having been cancelled previously. Claims 1 – 21 stand withdrawn. Claims 22 – 24 and 27 – 30 stand rejected.

Claims 22, 24, and 27 are amended. Claims 31 – 36 are new. No new matter is introduced. Rather, support for the amendments may be found throughout the application as filed.

Applicants address the issues in the Office Action of October 24, 2008, in the order in which they were presented.

***Claims***

Applicants appreciate the Examiner's summary of the disposition of claims. Applicants note the typographical error in the Office Action Summary, in which claim 22 is mistakenly included in the listing of withdrawn claims. The error appears to be a clear typographical error in light of the Examiner's helpful summary at the beginning of the Office Action.

***Election/Restriction***

Applicants, again, appreciate the Examiner's summary regarding the restriction and election. Applicants expressly reserve the right for filing one or more divisional application.

***Information Disclosure Statement***

Applicants herewith submit a Supplemental Information Disclosure Statement to provide copies of the previously omitted EP 0 650 482 and WO 94/02470. Applicants thank the Examiner for bringing the inadvertent omission to our attention and request the Examiner's consideration of the references.

***Foreign Priority***

Again, Applicants thank the Examiner for summarizing the foreign priority claim.

***Specification***

Applicants appreciate the Examiner's reminder for correction of errors and will cooperate fully with the Examiner to correct errors of which we are aware.

***Claim Objections***

Claim 24 stands as objected to due to dependency upon a withdrawn claims. Claim 24 hereby is amended. The objection appears moot and Applicants request withdrawal.

***Claim Rejections – 35 USC §102(b)***

Claims 22 – 24 and 27 – 30 stand rejected under 35 USC §102(b) as anticipated by Hamamoto et al., WO 98/54154. Applicants concede that the species, 4,6-bis(4-fluoro-3-

(trifluoromethyl)phenoxy)-pyrimidin-5-ylamine is disclosed in Hamamoto et al., WO 98/54154. As noted in the present specification as filed, "In ... WO9854154 ... various compounds have been proposed as active ingredients having pesticidal properties ...." Applicants, however, do not concede that the Hamamoto et al., WO 98/54154 reference anticipates the present claims. There is no disclosure in Hamamoto et al., WO 98/54154 of an **ectoparasiticial composition** as claimed in the present invention.

Nevertheless, in an effort to progress prosecution, Applicants hereby amend claims 22 and 27 to add the recitation of non-human animal use. The term appears throughout the specification as filed, and includes mammals and poultry, particularly productive livestock, domestic animals, and pets. The addition of this recitation to the present claims further distinguishes the claims over Hamamoto et al., WO 98/54154.

Applicants respectfully request withdrawal of the §102(b) rejection.

***Claims Rejections – 35 USC §103***

Claims 22 – 24 and 27 -30 stand rejected under 35 USC §103(a) as obvious over Black et al., US 6 342 499 in view of Patani et al., Chem Rev 1996, 96, 3147-3176. The Examiner fails to present a prima facie case of obviousness against the present claims.

Again, Applicants will concede as to the existence and appreciation of the various compounds as active ingredients having pesticidal properties. Importantly, however, there is no disclosure, teaching, suggestion, or motivation for the various compounds in use of an **ectoparasiticial composition** as claimed in the present invention.

As noted above, in an effort to progress prosecution Applicants hereby amend claim 22 and 27 to add the recitation of non-human animal use. The addition of this recitation to the present claims further distinguishes the claims over the cited references.

Applicants believe the claims are in condition for allowance. If there are any questions regarding this amendment or the application in general, a telephone call to the undersigned would be appreciated, because this should expedite the prosecution of the application for all concerned.

Respectfully submitted,

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